

**PAYNE & FEARS LLP**  
ATTORNEYS AT LAW  
7251 W. LAKE MEAD BLVD., SUITE 525  
LAS VEGAS, NEVADA 89128  
(702) 851-0300

1 Scott S. Thomas, NV Bar No. 7937  
sst@paynefears.com  
2 Sarah J. Odia, NV Bar No. 11053  
sjo@paynefears.com  
3 PAYNE & FEARS LLP  
7251 W. Lake Mead Blvd., Suite 525  
4 Las Vegas, Nevada 89128  
Telephone: (702) 851-0300  
5 Facsimile: (702) 851-0315

6 Attorneys for CENTEX HOMES

7  
8 **UNITED STATES DISTRICT COURT**  
9 **DISTRICT OF NEVADA**

10 CENTEX HOMES, a Nevada general  
partnership,

11 Plaintiff,

12 v.

13 NAVIGATORS SPECIALTY INSURANCE  
14 COMPANY, a New York corporation;  
15 EVEREST NATIONAL INSURANCE  
16 COMPANY, a Delaware corporation;  
17 INTERSTATE FIRE & CASUALTY  
18 COMPANY, an Illinois corporation;  
19 LEXINGTON INSURANCE COMPANY, a  
Delaware corporation; FEDERAL  
20 INSURANCE COMPANY, an Indiana  
corporation; and UNDERWRITERS AT  
21 LLOYDS LONDON, an England  
corporation; ST. PAUL FIRE AND MARINE  
INSURANCE COMPANY, a Connecticut  
corporation,

22 Defendants.  
23

Case No.: 2:16-cv-01958-JAD-VCF

**STIPULATION AND  
ORDER RE BRIEFING SCHEDULE ON  
LEXINGTON INSURANCE COMPANY'S  
MOTION TO DISMISS (ECF 65)**

**[FIRST REQUEST]**

24 Plaintiff Centex Homes ("Centex") and defendant Lexington Insurance Company  
25 ("Lexington"), by and through their respective counsel of record, hereby stipulate to extend the  
26 deadline for Centex to file a responsive pleading, and for Lexington to file a reply brief to  
27 Lexington's motion to dismiss (ECF 65). The parties request the stipulation because the travel  
28 schedules of the drafting and reviewing attorneys conflict with the current deadlines and do not

PAYNE & FEARS LLP  
ATTORNEYS AT LAW  
7251 W. LAKE MEAD BLVD., SUITE 525  
LAS VEGAS, NEVADA 89128  
(702) 851-0300

1 allow the parties' attorneys adequate time to prepare the briefs.

2 Centex and Lexington hereby stipulate and agree that Centex's time to respond to  
3 Lexington's motion to dismiss shall be extended by 7 days, from February 24, 2017 to March 3,  
4 2017. Additionally, the parties hereby stipulate that Lexington's reply brief shall be due on March  
5 14, 2017.

6 This is the first stipulation for the extension by both parties to respond and reply to  
7 Lexington's motion to dismiss.

8 DATED: February 23, 2017

PAYNE & FEARS LLP

9  
10 By /s/ Sarah J. Odia

11 SCOTT S. THOMAS, NV Bar No. 7937  
12 SARAH J. ODIA, NV Bar No. 11053  
13 7251 W. Lake Mead Blvd., Suite 525  
14 Las Vegas, Nevada 89128  
15 Tel. (702) 851-0300

16 Attorneys for CENTEX HOMES

17 DATED: February 23, 2017

HEROLD & SAGER


18 By /s/ Joshua A. Zlotlow

19 JOSHUA A. ZLOTLOW, NV Bar No. 11333  
20 3960 Howard Hughes Parkway, Ste. 500  
21 Las Vegas, NV 89169  
22 Tel. (702) 990-3624

23 Attorneys for LEXINGTON INSURANCE  
24 COMPANY

25 **ORDER**

26 IT IS SO ORDERED.

27   
28 UNITED STATES DISTRICT JUDGE  
Dated: February 23, 2017.

4821-8392-5571.1